

**NAWS Advisory Committee  
November 16, 2021 Meeting Agenda:  
1:30 PM Minot Public Works Building**

1. Roll call
2. Approval of agenda
3. Approval of minutes
4. Action Item: Consideration of the Report to the ND Water Topics Oversight Interim Committee
5. Project status
6. Other business.
7. Set next meeting date
8. Adjourn.

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## NAWS LONG TERM O&M

House Bill 1063 redefined the area served by NAWS, added a non-voting member and directed the NAWS Advisory Committee to develop a long term NAWS operating plan for consideration during the next legislative session. The final report should include the following:

Recognition that NAWS is a state project under past and present ND law, with the ND Water Commission in charge of all aspects of operation, maintenance, and expansion of the project. This arrangement must continue.

Current contracts between the state and Water User Entities served by NAWS must continue.

Recognition that O &M and construction of the Biota Water Treatment Plant is a federal responsibility.

To assure delivery of water to NAWS, the Minot WTP must have control of the permitted water supply from the Minot and Sundry Aquifers and the Biota Water Treatment Plant.

Minot will retain ownership of the Minot Water Treatment Plant.

Expansion of the NAWS project shall only be accomplished by mutual consent of all Water User Entities.

Maintenance availability and eligibility should be identified and understood by all Water User Entities.

Payment to the state for O&M and replacement will continue as defined by law and by current Water User Entities contracts.

Minot's share of local costs will end when the project described by the 1999 agreement between Minot and the SWC is completed.

The Water User Entities agreements should be extended, and they should establish a long- term O&M plan which incorporates legislative SWC and NAWS Advisory Committee recommendations.

NAWS began January 26, 1972, with approval of a 50-year agreement between the City of Minot, the Bureau of Reclamation and the Garrison

Conservancy District to construct a water supply line from the Sundry Aquifer to the Minot Water Treatment Plant. The agreement was part of the Garrison Diversion Project and it promised that water would be available “as soon as needed” from the Velva Canal. The Sundry line, recently rebuilt by Minot, is still being used.

January 27, 1999 an interim water supply contract between the SWC and Minot was approved to pay for the line from the Missouri to the Minot WTP. The SWC to use MR&I funding, Minot using property or sales tax. The NAWS sales tax was approved in early March 1999.

March 24, 1999, the State Water Commission approved a 40-year water service contract with Minot. The contract defines the local share of costs, states that the Minot Water Treatment Plant will be used by NAWS, establishes payment for water used, begins a reserve for replacement and describes the area to be served.

The State Water Commission approved a 10-year Water Service Contract with Minot on July 29, 2008, which is being updated now.

From the beginning of the project until now, Water User Entities have depended upon Governments to follow the terms of the above contracts. Our recommendations are based upon continued Government ownership and control of NAWS.

Thank you for the opportunity to suggest methods of accomplishing the long term needs of NAWS.

Respectfully submitted:

NAWS Advisory Committee